

REMARKS

APPLICANTS' ELECTIONS

Applicants hereby elect to prosecute, with traverse, the claims encompassed by Group I-X, claims 1-10 (please note Applicants have cancelled claim 10), 16, 22, drawn to antibody and pharmaceutical compositions comprising an antibody that binds to at least one epitope of the extracellular domain of the frizzled receptor on a malignant cell.

APPLICANTS' TRAVERSAL

Applicants respectfully traverse the restriction requirement between groups I-X, XXXI-XL (claim 17- drawn to a method of modulating activity of a malignant cell using an antibody that specifically binds to at least one epitope in an extracellular domain of the frizzle receptor expressed on the malignant cell), and LXI-LXX (claim 24- drawn to a method of treating a malignancy using an antibody that specifically binds to at least one epitope in an extracellular domain of the frizzle receptor expressed on the malignant cell). Applicants do not believe it would impose an undue hardship on the examiner to search the methods of using the claimed antibodies at the same time the antibodies themselves are being searched. Applicants respectfully request that the examiner reconsider and withdraw the restriction requirement with regard to Group I-X so that Groups XXXI-XL and LXI-LXX are examined together.

CONCLUSION

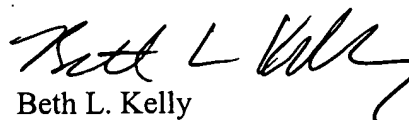
In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Carson, Dennis A., Corr, Maripat, Rhee, Chae-  
Seo  
Application No.: 09/847102  
Page 3

PATENT

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Beth L. Kelly", with a stylized flourish at the end.

Beth L. Kelly  
Reg. No. 51,868

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, 8<sup>th</sup> Floor  
San Francisco, California 94111-3834  
Tel: 415-576-0200  
Fax: 415-576-0300  
BLK:blk  
SF 1411242 v1